



ATTORNEY'S DOCKET NUMBER: 2003320-0032

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jarrell, Kevin A., *et al.*
Serial No.: 09/910,354
Filed: July 20, 2001
Title: Modular Vector Systems

Examiner: Vogel, Nancy S.
Art Unit: 1636

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136

Pursuant to 37 C.F.R. § 1.136, Applicant hereby petitions for a three (3) month extension of time to respond to the May 19, 2005 Office Action in the above-identified application from August 19, 2005 to and including November 19, 2005. With the extension, the deadline for response is November 19, 2005. Since November 19, 2005 falls on a Saturday, Applicant respectfully submits that the filing of the Response on November 21, 2005 is timely. We enclose a check for the extension fee in the amount of \$1,020.00 (large entity) herewith.

Please charge any fees associated with the Response, or apply any credits, to our Deposit Account Number 03-1721.

Respectfully submitted,


Brenda Herschbach Jarrell, Ph.D.
Reg. No. 39,223

Dated: 11/21/05
Patent Department
Choate, Hall & Stewart LLP
Two International Place
Boston, MA 02110
Tel: (617) 248-5000
Fax: (617) 248-4000

Certificate of Mailing	
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
Date	Signature
<u>11-21-05</u>	<u>[Handwritten Signature]</u>
Typed or Printed Name of person signing certificate	
<u>Sandra Sliger</u>	

11/25/2005 MBLANCO 00000001 09910354

01 FC:1253

1020.00 OP

4014626v1

Page 1 of 1

Application Serial No. 09/910,354
Attorney Docket No.: 2003320-0032

Adjustment Date: 03/20/2006 SDIRETA1
11/25/2005 HTECKLU1 00000015 031721 09910354
01 FC:1253 1020.00 CR

DIVISION

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2001 FEB 28 PM 10:21

In re Application of:

Jarrell, Kevin A., *et al.*

Appl. No.: 09/910,354

Filed: July 20, 2001

For: MODULAR VECTOR SYSTEMS

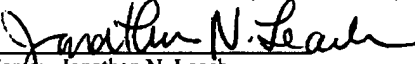
Art Unit: 1636

Examiner: Vogel, Nancy S.

Atty Docket: 2003320-0032
(formerly 0079571-0074)

Certificate of Mailing

I hereby certify that the foregoing document is being deposited with the United States Postal Service as first class mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 23, 2006.


Name: Jonathan N. Leach

TRANSMITTAL

Mail Stop 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:


Enclosed for filing in the above-referenced patent application, please find the following documents:

1. Request For Refund Under 37 C.F.R. 1.26(a) (2 Pages);
2. Appendix A, Copy of Cancelled Check for Extension of Time for \$1,020;
3. Appendix B, Copy of Postcard Stamped by the USPTO dated Nov 23, 2005;
4. Appendix C, Copy of Choate, Hall & Stewart's November 2005 Deposit Account Statement showing a charge for Attorney Docket No. 0079571-0074 on November 25, 2005, amounting to \$1,020; and
5. Return-Receipt Postcard.

Date: February 23, 2006

Choate, Hall & Stewart LLP
Two International Place
Boston, Massachusetts 02110
Tel: (617) 248-5000

Respectfully submitted,
CHOATE, HALL & STEWART LLP


Sam Pasternack,
Registration No. 29,576

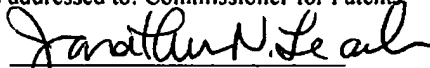
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	:	
Jarrell, Kevin A., <i>et al.</i>	:	
	:	
Appl. No.: 09/910,354	:	Art Unit: 1636
	:	
Filed: July 20, 2001	:	Examiner: Vogel, Nancy S.
	:	
For: MODULAR VECTOR SYSTEMS	:	Atty Docket: 2003320-0032
	:	(formerly 0079571-0074)
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CERTIFICATE OF MAILING

I hereby certify that the foregoing document is being deposited with the United States Postal Service as first class mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 23, 2006.


Jonathan N. Leach

REQUEST FOR REFUND UNDER 37 C.F.R. 1.26(a)

Mail Stop 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby requests a refund in the amount of \$1,020.00 be credited to Deposit Account No. 03-1721, for reasons detailed as follows:

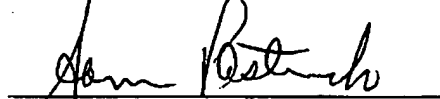
On November 21, 2005, Applicant filed a Response to Office Action and a Petition for a Three Month Extension of Time. The filing fee for this extension was \$1,020.00 and payment was made by check submitted with our Response. Appendix A is a copy of the check for the filing fee received and cashed by the USPTO. The extension of time was processed by the USPTO. Appendix B is a copy of the USPTO stamped postcard indicating receipt of the extension of time document and check.

The USPTO then proceeded to charge Choate, Hall & Stewart's Deposit Account (No. 03-1721) for the filing fee of \$1,020.00. Appendix C is a copy of Choate, Hall & Stewart's November 2005 Deposit Account (03-1721) Statement showing a charge for US 09/910,354, Attorney Docket No. 0079571-0074 on November 25, 2005, amounting to \$1,020.00.

Accordingly, Applicant submits that Applicant paid the correct filing fee of \$1,020.00 by check submitted with the application and that the deposit account charge on November 25, 2005, totaling \$1,020.00, was charged by the USPTO in error in an unexplained duplicate processing. Therefore, Applicant respectfully requests that the amount of \$1,020.00 be credited back to our Deposit Account No. 03-1721.

Please direct any questions concerning this Request to the undersigned at 617-248-5143.

Respectfully submitted,
CHOATE, HALL & STEWART LLP



Sam Pasternack
Registration No. 29,576

CHOATE, HALL & STEWART LLP
Two International Place
Boston, MA 02110
(617) 248-5000
Dated: February 23, 2006

APPENDIX A

2/23/06 1:48:32 PM

BANK OF AMERICA OPERATING ACCOUNT BOSTON, MA	CHOATE HALL & STEWART LLP TWO INTERNATIONAL PLACE BOSTON, MA 02110-4104 (617) 248-5000	CHECK NUMBER: 355595 CHECK DATE: 11/21/2005 VENDOR NUMBER: 11588	8-13 110
ONE THOUSAND TWENTY AND 00/100 DOLLARS		<div style="border: 1px solid black; padding: 2px;">\$1,020.00</div>	
PAY TO THE ORDER OF		VOID AFTER 180 DAYS	
Comm of Patents & Trademarks Alexandria, VA 22313-1450		<i>Willie L. Kelly, P.C.</i> TWO SIGNATURES REQUIRED IN EXCESS OF \$20,000	
⑈355595⑈ ⑆011000138⑆ 000005422720⑈ ⑆0000102000⑈			

10312007304 WASHINGTON, DC 20540 PHILA, PA 19104 7315106008		PRESENT AND TENDER OFFICE 11-10-2005 FOR CREDIT TO THE U.S. TREASURY
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Location	Acct #	Check #	Amount	Paid Date	Sequence	Customer Date
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APPENDIX B

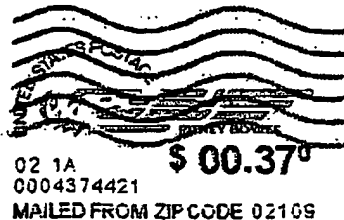
CHOATE

CHOATE HALL & STEWART LLP

NO 1 220

25 NOV 2005

STANDARD



CHOATE HALL & STEWART LLP
Attention: Patent Department
Two International Place
Boston MA 02110

02110+4104 C004



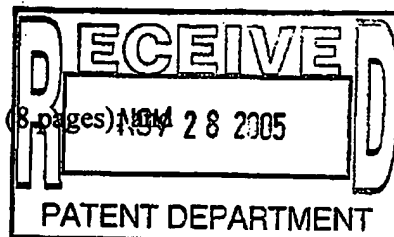
Date Filed: November 21, 2005

The Patent and Trademark Office stamping sets forth filing and receipt date (or both the receipt date and the Serial Number) of patent documents identified as follows:

Applicant(s): Jarrell, Kevin A., *et al.*
Serial No.: 09/910,354
Filing Date: July 20, 2001
Title: MODULAR VECTOR SYSTEMS



1. Transmittal Letter (2 pages);
2. Response to Office Action Under 37 C.F.R. § 1.111 (11 pages);
3. Petition for Extension of Time Under 37 C.F.R. § 1.136 (1 page);
4. Replacement Drawings (9 pages);
5. Check in the amount of \$1,020.00 for three month extension of time;
6. Paper Copy of Sequence Listing (5 pages);
7. Computer-readable diskette copy of the Sequence Listing;
8. Statement Under 37 C.F.R. § 1.821 (1 page);
9. Amendment introducing Sequence Listing (1 page);
10. Copy of Notice to Comply (Raw Sequence Listing Error Report) (8 pages);
11. This Return Postcard.



Attorney: BHJ/CML
4014724_1.DOC

Case No. 2003320-0032

APPENDIX C



United States
Patent and
Trademark Office

Return To:
USPTO
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Deposit Account Statement

Requested Statement Month: November 2005
Deposit Account Number: 031721
Name: CHOATE HALL & STEWART
Attention: KIMBERLY A YOUNG
Address: EXCHANGE PLACE
City: BOSTON
State: MA
Zip: 02109
Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/01	21	60725484		2005	\$100.00	\$9,122.13
11/01	22	60725484		2052	\$25.00	\$9,097.13
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11/04	284	11264074	0492611-0647 (MIT 11285)	2081	\$50.00	\$8,797.13
11/07	3	10267764	0492611-0416	2202	\$200.00	\$8,597.13
11/07	4	10267764	0492611-0416	2201	\$100.00	\$8,497.13
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11/08	60	60674177	2004658-0102	8007	\$280.00	\$7,491.13
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11/09	7	PCT/US05/34178		9204	-\$80.00	\$7,285.13
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11/14	6	PAYMENT	2006691-0001	9203	-\$1,337.00	\$8,752.13
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11/22 2	09910354	0079571-0008	1806 815	\$180.00 ✓	\$8,183.13-
11/23 37	11177894	2002850-0048	2081 801	\$125.00 ✓	\$8,058.13-
* 11/25 16	09910354	0079571-0074	1253 803	\$1,020.00 ✓	\$7,038.13-
11/25 42	PCT/US05/32841	0342041-0139	9204 833	-\$416.00 ✓	\$7,454.13-
11/28 35	09724382	0492611-0580	8021 809	\$40.00 ✓	\$7,414.13*
11/28 36	6224893	0492611-0579	8021 809	\$40.00 ✓	\$7,374.13-
11/28 45	09724382	0492611-0580	8021 809	\$40.00 ✓	\$7,334.13-
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START
BALANCE
\$9,222.13

SUM OF
CHARGES
\$5,777.00

SUM OF
REPLENISH
\$3,909.00

END
BALANCE
\$7,354.13

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